

PORTER SPECIAL UTILITY DISTRICT
MINUTES OF BOARD OF DIRECTORS SPECIAL MEETING

November 22, 2021

The Board of Directors (the Board or Directors) of Porter Special Utility District (the District) met in special session at 7:00 p.m., at 22162 Water Well Road, Porter, Texas 77365, on Monday, November 22, 2021, pursuant to notice of said meeting posted in accordance with Chapter 551 of the Texas Government Code.

1. **Call Meeting to Order** the President, after finding that the notice of the meeting was posted as required by law, called the meeting to order at 7:00 p.m. and declared it open for such business as may come before it.

a. Roll Call of the Board of Directors/Declaration of a Quorum

Doug Pillow	President
Jodi Ruonavar	Vice-President
Caroline Denham	Secretary
Danny Bridges	Treasurer
Johnny Barr	Asst. Secretary-Treasurer
Jason Ashy	Director

Director Denham took the roll, all Directors were present in the District Board Room, thus constituting a quorum. Attending for the District was Jonathan Polley (Attorney) with Radcliffe, Bobbitt, Adams, and Polley, Jonathon Smith (General Manager), Chris Wright (Operations Manager), and Amanda Phillips (HR Director). District Visitors were Matt Gray, Kevin John, Ivan Canales (7:02 p.m.), and Senator Brandon Creighton (7:02 p.m.).

b. Director Qualifications and Disclosures

Mr. Smith stated there are no updates on Director qualifications and disclosures.

c. Invocation

Invocation led by Mr. Smith.

d. Pledges of Allegiance

Pledges of Allegiance led by Director Pillow.

2. Public Comment

Mr. Matt Gray introduced himself to the Board stating he was running for Montgomery County Precinct 4 Commissioner. No further public comment.

Senator Brandon Creighton and Ivan Canales arrived at 7:02 p.m.

3. Review, discuss, and take any necessary action regarding Montgomery County groundwater regulation and legislative concerns with Texas Senator District 4 Brandon Creighton

Senator Creighton updated the Board on recent legislative changes. Director Ruonavar asked about redistricting, and Senator Creighton described the changes in the District he represents. Senator Creighton described the unemployment and border issues the state has been dealing with. The Senator explained that Texas works with a balanced budget and that he is a Chair on the Budget Committee.

Senator Creighton discussed his experience and knowledge with Lone Star Groundwater Conservation District (LSGCD). Senator Creighton stated he understood that the District spent money to comply with the regulations that LSGCD set forth. Director Pillow stated the original LSGCD Board Members were appointed by the State and Local entities, now it is an elected Board. The Senator discussed the history of Groundwater Conservation Districts in Texas. Senator Creighton stated that there were a lot of requests made to legislators to make the change for LSGCD to become an elected Board. Senator Creighton stated that LSGCD should have an elected official for the area and one official that is representing the whole of Montgomery County. Senator Creighton asked when the LSGCD Members come to the District meetings, Director Pillow interjected stating that they do not show up for the meetings. Senator Creighton stated he could get the right people together for a meeting. Director Pillow stated the District has complied with the regulations that were set forth by LSGCD. Director Ashy stated the District spent approximately \$8.2 million dollars to comply with the LSGCD regulations, only to have the elected Board change the regulation that required the District to reduce groundwater pumping by 30%. Director Pillow also stated that the District is paying the City of Conroe \$38,000.00 a month for water in the San Jacinto River the District cannot use. Senator Creighton stated that The GMA-14 will vote in January to decide the Desired Future Conditions (DFC) that each Groundwater District will need to then vote into their Management Plan. LSGCD has agreed with no more than 70% pumpage but has disagreed with subsidence being a factor in the plan. Director Pillow stated that currently LSGCD's plan states you can increase pumping by 15% in drought conditions, which conflict with Porter SUD's Drought Contingency Plan. Senator Creighton stated if the District is not getting service, correspondence, communication, or answers he would like to help facilitate. Director Ashy stated he would like the State to review the Groundwater District they created, and the money the District wasted complying to the rules they set forth. Senator Creighton stated that it seems that LSGCD's intentions are not obvious. Mr. Polley stated that any changes to LSGCD rules would not take effect for at least five years. Mr. Smith stated his frustration

is that there is not enough historic data, LSGCD is not taking the most conservative approach, and instead has now positioned for unlimited pumping. Mr. Polley stated that with the LSGCD Elections that in Porter voters can vote for the At-large position and the Precinct position, but areas like The Woodlands or Conroe voters get to vote for a local member too. Mr. Polley stated it appears one person's vote weighs more depending on where they live in the County. Director Ruonavar stated that LSGCD has not been forthcoming about their elections.

Senator Creighton stated that he would like to help get people together, intentions on the table, help the District with decisions for future planning. The Board thanked Senator Creighton for attending the meeting.

Senator Brandon Creighton, Ivan Canales, Matt Gray, and Kevin John left the meeting at 8:16 p.m.

4. Director Comments

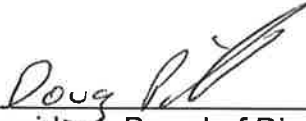
No further comments.

5. Adjournment

At any time during the meeting and in compliance with the Texas Open Meetings Act (Chapter 551), the Porter Special Utility Board of Directors may meet in executive session on any of the above agenda items for consultation concerning attorney-client matters (551.071); deliberation regarding real property (551.072); deliberation regarding prospective gifts (551.073); personnel matters (551.074); and deliberation regarding security devices (551.076). No action may be taken during executive session, therefore, following executive session, the Board of Directors will reconvene to an open meeting and take action as necessary.

There being no further business before the Board, upon motion by Director Ashy, seconded by Director Bridges after full discussion and all Directors present voting aye, the meeting was adjourned at 8:20 p.m.

PASSED and APPROVED this the 29th day of November 2021.



President, Board of Directors



Secretary, Board of Directors

